

CMAJ
9/26/08**FILED**5-20-08
MAY 20 2008

AUSA Maureen E. Merin (312) 353-1457

**UNITED STATES DISTRICT COURT
FOR THE**MICHAEL W. NORRIS
CLERK, U.S. DISTRICT COURT**NORTHERN DISTRICT OF ILLINOIS - EASTERN DIVISION****MAGISTRATE JUDGE ASHMAN****AFFIDAVIT IN REMOVAL PROCEEDINGS**

UNITED STATES OF AMERICA)


0 8CR**396**

NORTHERN DISTRICT OF ILLINOIS)

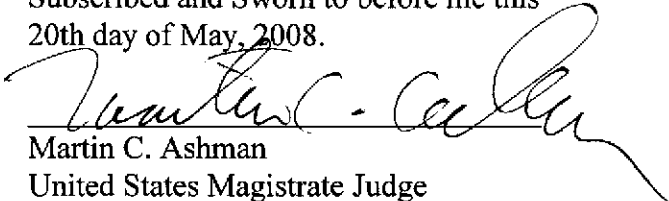
CASE NUMBER: _____

The undersigned Affiant personally appeared before Martin C. Ashman, a United States Magistrate Judge, and being duly sworn on oath, states: That at Laredo, Texas (U.S. District Court for the Southern District of Texas), on or about January 29, 2008, one MIGUEL ANGEL LARA was charged with violation of his term of supervised release, and that on the basis of Affiant's investigation and information received concerning the case through official channels, does hereby certify that an Arrest Warrant is outstanding for the arrest of said defendant (attached hereto).

Wherefore, Affiant prays that the defendant be dealt with according to law.


 KEITH SIEKES, U.S. Marshal
 United States Marshals Service

Subscribed and Sworn to before me this
 20th day of May, 2008.


 Martin C. Ashman
 United States Magistrate Judge

Bond set [or recommended] by issuing Court at NO BOND

AO 442 (Rev. 5/93) Warrant for Arrest

UNITED STATES DISTRICT COURT

Southern District of Texas

UNITED STATES

MAY 20 2008 4:51

MAY 20 2008

UNITED STATES OF AMERICA

WARRANT FOR ARREST

V.

MIGUEL ANGEL LARA

Case Number: 5:03-CR-1242-001

To: The United States Marshal
and any Authorized United States OfficerYOU ARE HEREBY COMMANDED to arrest MIGUEL ANGEL LARA
Name

and bring him or her forthwith to the nearest magistrate judge to answer a(n)

☐ Indictment ☐ Information ☐ Complaint ☐ Order of court ☒ Violation Notice ☐ Pretrial Release Violation

charging him or her (brief description of offense)

SUPERVISED RELEASE VIOLATION

in violation of Title _____ United States Code, Section(s) _____

Hon. Michael N. Milby

Name of Issuing Officer

Norma Ortiz, Deputy Clerk

Signature of Issuing Officer

U. S. District Clerk

Title of Issuing Officer

January 29, 2008 at Laredo, Texas

Date and Location

Bail fixed at \$ NO BOND by MICAELA ALVAREZ, U. S. DISTRICT JUDGE
Name of Judicial Officer

RETURN

This warrant was received and executed with the arrest of the above-named defendant at _____

DATE RECEIVED

NAME AND TITLE OF ARRESTING OFFICER

SIGNATURE OF ARRESTING OFFICER

DATE OF ARREST

United States District Court
Southern District of Texas
(07/06) FILED

JAN 29 2008

TDH
Michael N. Milby, Clerk

UNITED STATES DISTRICT COURT
for the
SOUTHERN DISTRICT OF TEXAS

Petition for Warrant or Summons for Offender Under Supervision

Name of Offender: Miguel Angel Lara Case Number: 5:03CR01242-001
Name of Sentencing Judge: The Honorable Filemon B. Vela
Date of Original Sentence: November 10, 2003
Original Offense: Possession with intent to distribute a quantity less than 50 kilograms of marihuana, a schedule I controlled substance. 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(D)
Original Sentence: Fifteen months custody, three year TSR and 100 hours of community service.
Type of Supervision: Supervised Release Supervision Started: March 11, 2005
Assistant U.S. Attorney: Jose A. Flores Defense Attorney: Isidro Alaniz

EARLIER COURT ACTION

On July 19, 2005, Your Honor concurred with the modification of conditions to include sixty days of home confinement which the defendant completed in October of 2005.

PETITIONING THE COURT

TO ISSUE A WARRANT for defendant located at Laredo, Texas

The probation officer believes that the offender has violated the following conditions of supervision:

<u>Violation Number</u>	<u>Nature of Noncompliance</u>
1.	NEW LAW VIOLATION: Burglary of Habitation, Felony 1
2.	NEW LAW VIOLATION: Retaliation, Felony 3
3.	NEW LAW VIOLATION: Assault, Class A
4.	NEW LAW VIOLATION: Resisting Arrest, Class A
5.	NEW LAW VIOLATION: Criminal Mischief, Class B

RE: Miguel Angel Lara
Dkt. No.: 5:03CR01242-001

2

DETAILS: On February 25, 2007, Laredo Police Officers were dispatched to 409 Riverhill, Building 32, in Laredo, Texas. Officer G. Sotelo arrived and met with San Juana Sotelo who stated that her boyfriend, Miguel Angel Lara, had broken the window to her apartment after they had an argument and she would not let him enter. Ms. Sotelo also stated that the defendant had initially left the apartment however continued to call her but she would not answer the phone calls. Ms. Sotelo then opened the door and the defendant entered taking her by her wrist and forcing her into the bedroom. Ms. Sotelo pleaded with the defendant to leave, however, he refused. Ms. Sotelo believes that her cousin overheard the argument from next door and called the police. Officer G. Sotelo then entered the bedroom and ordered the defendant to stand up. Initially the defendant made eye contact with the officer then ignored the order. Officer G. Sotelo then used minimal force to affect the detention of the defendant who then began to resist. Officer G. Sotelo was able to place the defendant into his unit without further incident.

6. Failure to report as directed.
7. Failure to submit a truthful and complete written report.

DETAILS: The defendant has failed to report to the U.S. Probation Office and failed to submit his monthly supervision reports since May of 2007. At this time the defendant's whereabouts are unknown.

U.S. Probation Officer Recommends: the issuance of a supervised release violator's warrant to assure his presence at a revocation hearing to show cause why his supervised release should not be revoked; and no bond be set.

- ☒ The term of supervision should be
☒ revoked.
☐ extended for years, for a total term of years.

☐ The conditions of supervision should be modified:

I declare, under penalty of perjury, that the foregoing is true and correct to the best of my knowledge.

Approved:

Respectfully submitted:



Peter Medellin, Supervising
U.S. Probation Officer

by



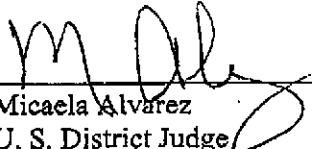
Alicia Blanco
U.S. Probation Officer
January 29, 2008

RE: Miguel Angel Lara
Dkt. No: 5:03CR01242-001

3

THE COURT ORDERS:

- ☐ No Action
- ☒ The Issuance of a Warrant, and no bond.
- ☐ The issuance of a Warrant, and no bond. Furthermore, that the issue of Supervised Release violation be addressed by the U.S. District Court at the time of disposition of Criminal Case Number _____.
- ☐ The Issuance of a Warrant, and a bond of \$_____ cash/surety with supervision as directed by the Probation Officer as a condition of said bond. Furthermore, that the issue of Supervised Release violation be addressed by the U.S. District Court at the time of disposition of the case currently known as _____.
- ☐ That the defendant be summoned to appear before the Court on _____ at _____ for a Supervised Release violation hearing to show cause why his Supervised Release should not be revoked.
- ☐ That the issue of Supervised Release violation be addressed by the U.S. District Court at the time of disposition in case # _____.
- ☐ That the defendant be brought before the Court to show cause why his supervision should not be revoked on _____ at _____.
- ☐ Other:


Micaela Alvarez
U. S. District Judge


Date

TRUE COPY, I CERTIFY

ATTEST:


Michael N. Milby, Clerk

Deputy Clerk